

Docket No.: 72255/02662

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/607,815 Confirmation No.: 2193
Applicant : Kenneth W. Batcher
Filed : June 30, 2000
Art Unit : 2183
Examiner : Charles A. Harkness
Customer No. : 23380

VIA FACSIMILE ONLY: 703-308-5077

Mail Stop 16
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REFUND REQUESTED

Dear Sirs:

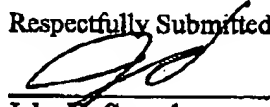
A refund of the amount of \$790 is requested in connection with the above identified patent application.

On March 2, 2005, a Request for Continued Examination (RCE) was filed enclosing USPTO Form PTO-2038 in the amount \$790.00 for the RCE filing fee. On March 7, 2005 our deposit account No: 50-0902 was debited a total of \$790.00 for the RCE filing fee for the same application corresponding to our Attorney Docket Number 72255/02662. Enclosed are the following copies.

1. USPTO Form PTO-2038 for Attorney Docket No. 72255/02662
2. USPTO Deposit Account No. 50-0902 March 2005 Statement

Please credit the overpayment of \$790.00 to our Deposit Account No. 50-0902 (72255/02662). If you have any questions please do not hesitate to contact the undersigned.

Respectfully Submitted


John R. Garred
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1801

PTO/S&D 09-01

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Request for Continued Examination (RCE) Transmittal

Address to:
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Application Number	09/807,815
Filing Date	June 30, 2000
First Named Inventor	Kenneth W. Batchner
Art Unit	2183
Examiner Name	Charles A. Hartness
Attorney Docket Number	72255/02682

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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.170) required)

b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge any deficiencies, or credit any overpayments, to

a. ☒ Deposit Account No. 50-0902 (72255/02682)

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2838.

3/07/2005

1 FC:1801

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
Signature	Date
Name (Print/Type)	Registration No.
Larry B. Donovan	47,230

CERTIFICATE OF MAILING OR TRANSMISSION

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Larry B. Donovan	March 2, 2005

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TUCKER ELLIS & WEST LLP
VALERIE SALVINO
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CLEVELAND OH 44115

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Direct Dial:	<u>216.696.3340</u>	E-Mail:	<u>john.garred@tuckerellis.com</u>		
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